

**Board of Trustee Meeting  
March 9, 2010**

The Board of Trustees for the Village of Cold Spring held their regular monthly meeting on Tuesday, March 9, 2010 at 7:30 pm at Village Hall, 85 Main Street, Cold Spring, NY.

Attending: Mayor Seth Gallagher and Trustees Lynn Miller, Bruce Campbell, J. Ralph Falloon and Gordon Robertson

Also: Stephen Gaba, Village Attorney, Ellen Mageean, Village Accountant, William Bujarski, Building Inspector (arriving at 7:35pm) George Kane, OIC (arriving after the start of the meeting)

Absent: Stephen Smith, Fire Inspector

Members of the public

Mayor Gallagher called the meeting to order followed by the Pledge of Allegiance.

The minutes of the following meetings were submitted for board review and approval:

2-9-2010, 2-16-2010, 2-23-2010 and 3-2-2010. Trustee Campbell moved to approve the minutes as submitted and seconded by Trustee Miller and unanimously approved.

**Financial Report**

Ms. Mageean presented a nine-month financial review. Highlights of the report included: Total revenues are estimated to be \$2,316 over budget by year-end. Total expenses are estimated to be \$6,838 under budget by year-end. Budget lines that are estimated to be over include: Attorney Special, Fire Heating Oil, Highway Personal Services, Street Lights Contractual, and Garbage Contractual. Budget lines that are expected to be under budget at year-end include: Police Personal Services, Highway Street Maintenance Resurfacing, State Retirement, and Medical Insurance.

**Budget Amendment Resolution 2010-13**

Moved by: Lynn Miller, Trustee  
Seconded by: Bruce Campbell, Trustee

*Resolved that (1)* The Board of Trustees of The Village of Cold Spring hereby approves the following Budget Adjustment(s) for the 2009/2010 fiscal year:

To:	A00-5110-100	Hwy Street Maint: Personal	\$8,500.00
From:	A005110-400	Hwy Street Maint: Resurfacing	\$8,500.00
		<b>For additional hwy personnel expenses due to: additional snow removal overtime, temporary replacement of injured employee in September and part of October 2009 and 4<sup>th</sup> of July maintenance and clean-up related work.</b>	

To:	A00-3310-400	Traffic Control: Contractual	\$1,000.00
From:	A00-5110-200	Hwy Street Maint: Equipment	\$1,000.00
		<b>For safety signage and related expenses.</b>	
To:	A00-3120-120	Parking Enforcement: Personal	\$2,000.00
From:	A00-3120-100	Police: Personal	\$2,000.00
		<b>For expected parking enforcement personnel costs.</b>	
To:	A00-1420-410	Attorney: Special	\$5,600.00
From:	A00-1910-400	Unallocated Insurance	\$1,950.00
From:	A00-3120-100	Police: Personal	\$3,000.00
From:	A00-7140-200	Recreation: Equipment	\$300.00
From:	A00-7140-420	Recreation: Sewer	\$200.00
From:	A00-7140-410	Recreation: Water	\$150.00
		<b>For anticipated legal expenses primarily related to Kearney lawsuit but also including Special Board and other legal expenses outside of the general Village Board.</b>	
To:	A00-3089-200	State Aid: Engineering New Street	\$6,000.00
To:	A00-1440-401	Engineer – New Street	\$6,000.00
		<b>To increase budget for amount to be received in State Aid for costs related to New Street</b>	
To:	G00-8130-490	Sanitary Sewer: Lab Analysis	\$600.00
From:	G00-8130-461	Sanitary Sewer: Engineer	\$600.00
		<b>To cover lab analysis costs for the rest of the fiscal year.</b>	
To:	G00-8130-210	Sanitary Sewer: Consumable	\$700.00
From:	G00-8130-413	Sanitary Sewer: Equipment Repair	\$700.00
		<b>To increase the consumable budget due to higher than anticipated costs.</b>	
To:	A00-5182-400	Street Lights Contractual: Street Lights	\$2,200.00
From:	A00-9010-800	State Retirement	\$2,200.00
		<b>To increase street lights contractual for anticipated increase in electric</b>	
To:	A00-8160-400	Garbage Contractual	\$2,000.00
From:	A00-9010-800	State Retirement	\$2,000.00
		<b>To increase in garbage contractual for an anticipated increase in the amount for garbage disposal.</b>	
To:	A005110.415	Highway Street Maintenance Electric (new)	\$1,800.00
From:	A005110.400	Highway Street Maintenance Resurface	\$1,200.00
From:	A005132.410	Highway Water Usage	\$500.00
From:	A005132.420	Highway Sewer Usage	\$100.00

And (2) The accountant is hereby authorized to transfer such funds immediately.

On roll call vote:

J. Ralph Falloon, Trustee, voting yes  
Bruce Campbell, Trustee, voting yes  
Gordon Robertson, Trustee, voting yes  
Lynn Miller, Trustee, voting yes  
Seth Gallagher, Mayor, voting yes  
Resolution officially adopted.

William Bujarski read the code enforcement report for February. Permits, certificates of occupancy, violations and building inspections were listed. There was discussion pertaining to the possible regulation of pellet stoves.

The Justice Court collected \$2,952 during the month of February.

Gregory Phillips reported that engineering assessment of village dams will commence as the weather clears. It is anticipated that the preliminary draft of the update to the 1992 water distribution study will be ready for review by the end of the month. Reconciliation of water processed versus water billed for the 4<sup>th</sup> quarter of 2009 has shown 36.8% unaccounted for water. There are two known leaks in the system that will be repaired as weather permits. A leak detection survey has been tentatively scheduled for the beginning of April. The twelve meters taken out of service recently have been shipped to the manufacturer for accuracy assessment. At the wastewater plant, materials have been delivered for additional improvements to the raw water pumps.

Mayor Gallagher attended the Recreation Commission monthly meeting and reviewed the Bill of Rights and Responsibilities, 2010 budget, proposed lighting project at the dock, weddings at the waterfront and the future of dockside. Wayne Robinson of Haldane School also attended the monthly Recreation meeting and discussed the possibility of shared services for care of village fields. He will return next month for additional discussion.

Requests for parades and use of Mayor's Park were considered and voted on as follows:

Putnam County Humane Society, May 1<sup>st</sup> for fundraiser/parade. Trustee Robertson moved to approve and seconded by Trustee Miller and unanimously approved.

People Against Domestic Violence request for parade to the dock on June 5<sup>th</sup>.

Mayor Gallagher moved to approve and seconded by Trustee Falloon and unanimously approved.

Knights of Columbus Easter Egg Hunt on March 27<sup>th</sup>- Trustee Robertson moved to approve and seconded by Trustee Miller and unanimously approved.

Haldane Modified Varsity Baseball request for use of field for the season beginning on March 22<sup>nd</sup>. Trustee Robertson moved to approve and seconded by Trustee Miller and unanimously approved.

Trustee Miller reported that the Chamber of Commerce is dramatically paring down events for the upcoming year.

The Cold Spring Fire Company has received a new fire truck with no additional cost to the taxpayers.

Michael Armstrong, Chair of the Special Board reported receipt of an extension of the December 2006 agreement with the Department of State for a Local Waterfront Revitalization Plan, effective through November 30, 2011. The extension is subject to the availability of funds.

Officer Boulanger recently attended a police mental health in-service and will share the information gained with all Cold Spring Police Officers.

Rosemary Rodino, Director of the Community Nursery School, attended to discuss on-street parking on Academy Street. Officer Kane described his concerns about parking on both sides of the road, as the streets near the nursery school are narrow. Officer Kane suggested restricting parking on Academy Street north of Cherry. Multiple traffic issues were mentioned regarding sidewalks, signage, and the possibility of installing a crosswalk at the Main & Academy Street intersection. After discussion, it was agreed that the board should consider several different options including making a section of Academy Street a one-way road. Trustee Campbell will meet with the NYSDOT at a future date. A. Serradas asked for letters to residents to inform them of any changes.

## **Unfinished Business**

### **RESOLUTION 2010- 14**

WHEREAS, the Village of Cold Spring, ("hereinafter HVMPG Member"), desires to participate in the regional purchasing program of the Hudson Valley Municipal Purchasing Group; and

WHEREAS, the Village Board will submit an application to be a Member in the Hudson Valley Municipal Purchasing Group (hereinafter HVMPG), a program created by local governments in accordance with and pursuant to the General Municipal Law, Section 119-o; and

WHEREAS, the HVMPG Member, is of the opinion that participation in the HVMPG will be highly beneficial to the taxpayers of the local government or their non-profit organization through the efficiencies and potential savings to be realized; and

WHEREAS, the HVMPG Member desires to participate and join with other local governments and non-profit organizations in a Cooperative Purchasing Agreement ("Agreement") for the purpose of fulfilling and implementing their respective public and governmental purposes, needs, objectives, programs, functions, and services; and

NOW, THERFORE, BE IT RESOLVED, that the HVMPG Member does request that the HVMPG allow its municipal government or non-profit organization to use the HVMPG's Regional Bid Notification and E-Procurement System and also

requests that the HVPMG include its stated needs in HVMPG's Cooperative Bids if so decided on a case by case basis. HVMPG Members may be allowed to purchase those items from the HVMPG's contracts, and the HVMPG is authorized to sign and deliver all necessary requests and other documents in connection therewith for and on behalf of the HVMPG members that have elected to participate; and be it further

RESOLVED, that the governing Board of the HVMPG Member does hereby authorize Mayor Seth Gallagher to execute the Cooperative Purchasing Agreement; and it is further

RESOLVED, that the execution of this Resolution shall evidence the election of the HVMPG Member to become members of the HVMPG upon the terms and conditions stated. The governing Board has, at the time of adoption of this Resolution had, full power and lawful authority to adopt the foregoing Resolution and to confer the obligations, powers, and authority to the persons named, who are hereby granted the power to exercise the same.

Trustee Gordon Robertson moved the foregoing resolution which was seconded by Trustee J. Ralph Falloon.

On roll call vote:

Trustee M. Lynn Miller voted yes

Trustee Bruce Campbell voted yes

Trustee Gordon Robertson voted yes

Trustee J. Ralph Falloon voted yes

Mayor Seth Gallagher voted yes

### **Resolution No. 15 - 10**

WHEREAS, the Village Board of the Village Of Cold Spring has entered into a contract with the Cold Spring Farmers' Market for operation and administration of the farmers' market held or sponsored by the Village; and

WHEREAS, some questions have arisen regarding the said contract which the parties wish to clarify by means of a Memorandum of Understanding, a copy of which is annexed hereto;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the Village Board does hereby accept the proposed Memorandum of Understanding and authorizes the Mayor to execute the same.

Trustee Miller presented the foregoing resolution which was seconded by Trustee Campbell,

The vote on the foregoing resolution was as follows:

Lynn Miller, Trustee, voting Yes

Bruce D. Campbell, Trustee, voting Yes

John Ralph Falloon, Trustee, voting Yes

Gordon R. Robertson, Trustee, voting Yes

Seth Gallagher, Mayor, voting Yes

**RESOLUTION NO.: 16-2010**

WHEREAS, the Putnam County Real Property Tax Service has tendered a proposed contract to the Village providing for certain services in regard to preparation of the Village's tax roll and bills; and

WHEREAS, the Village Board finds that it is in the best interests of the Village to enter the said contract;

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

1. The Village Board does hereby approve the proposed contract, a copy of which is attached hereto; and

2. The Mayor is hereby authorized to execute the said agreement and any documents necessary to implement it.

Motion to Adopt by: Lynn Miller, Trustee

Second on Motion by: Bruce Campbell, Trustee

The vote on the foregoing resolution was as follows:

Lynn Miller, Trustee, voting yes

Bruce D. Campbell, Trustee, voting yes

J. Ralph Falloon, Trustee, voting yes

Gordon R. Robertson, Trustee, voting yes

Seth Gallagher, Mayor, voting yes

**New Business**

Trustee Falloon is investigating establishing a Philipstown Emergency Operation Center. During a recent storm, multiple agencies were acting independent of each other and establishing a sub EOC in Philipstown could assist with coordination of activities. The need for auxiliary power in Village Hall was also mentioned.

The following meetings were scheduled:

March 18, 2010 workshop for discussion of salaries for the upcoming budget year

March 24, 2010 meeting with the Town of Philipstown Council to discuss recycling

April 20, 2010 Roger Connor, Director of Government Affairs Cablevision-Village of Nelsonville and Town of Philipstown will be invited

No meeting will be held on Election Day, March 16, 2010

Trustee Campbell moved to enter into executive session to discuss two personnel issues and seconded by Trustee Miller and unanimously approved.

In open session, the board approved payment of audited bills. Village Justice Thomas Costello received notification from the NYS United Court System that the village was awarded a grant under JCAP in the amount of \$10,562.35.

Respectfully submitted,

Mary Saari, Village Clerk